



ORDINARY COUNCIL MINUTES

MINUTES OF THE ORDINARY COUNCIL MEETING OF WESTLAND DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM ON THURSDAY 22 OCTOBER 2020, COMMENCING AT 1 PM.

The Council Meeting was live streamed to the Westland District Council Youtube Channel and presentations were made available on the council website.

1. KARAKIA TĪMATANGA OPENING KARAKIA

The opening Karakia was read by Kw Madgwick.

2. MEMBERS PRESENT AND APOLOGIES

Chairperson	His Worship the Mayor	
Members	Cr Carruthers (Deputy) (via Zoom)	
	Cr Davidson	Cr Hart
	Cr Hartshorne	Cr Kennedy
	Cr Keogan	Cr Martin
	Cr Neale	Kw Madgwick
	Kw Tumahai	

NGĀ WHAKAPAAHA APOLOGIES

No apologies received.

STAFF PRESENT

S.R. Bastion, Chief Executive; T. Cook, Regulatory Services Manager; L. Crichton, Group Manager: Corporate Services; F. Scadden, Planning and Customer Services Manager; L. Sparks, Group Manager District Assets; D. Maitland; Executive Assistant, E. Rae, Strategy and Communications Advisor; M. Smith, Committee Secretary.

3. WHAKAPUAKITANGA WHAIPĀNGA DECLARATIONS OF INTEREST

The Interest Register had been circulated via Microsoft Teams and available on the Council table. There were no updates to the Interest Register noted.

4. NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE URGENT ITEMS NOT ON THE AGENDA

There were no urgent items of business not on the Council Agenda.

5. NGĀ MENETI O TE HUI KAUNIHERA MINUTES OF MEETINGS

The Minutes of the previous Meetings were circulated separately via Microsoft Teams.

- **Ordinary Council Meeting Minutes – 24 September 2020**

Moved Cr Neale, seconded Cr Hart and **Resolved** that the Minutes of the Ordinary Council Meeting held on the 24 September 2020 be confirmed as a true and correct record of the meeting.

- **Extraordinary Council Meeting Minutes – 28 September 2020**

Moved Cr Kennedy, seconded Cr Keogan and **Resolved** that the Minutes of the Extraordinary Council Meeting held on the 28 September 2020, be confirmed as a true and correct record of the meeting.

The Chair **Approved** that his digital signature be added to the confirmed Council Meeting Minutes held on the 24 September 2020, and the confirmed Extraordinary Council Meeting Minutes held on the 28 September 2020.

6. **ACTION LIST**

The Chief Executive spoke to the Action List and provided the following updates:

Kaniere School Students: Cycle Trail

The location of the crossing was reassessed after concerns from Council as to the location. The Chief Executive advised this was revisited and staff have confirmed that the crossing location is correct.

Speed Limits

Consultation is currently underway with the Submissions Hearing set for the 16th November 2020.

Transfer of Pensioner Housing to Destination Westland

A Draft Strategy Plan is to be presented to the Economic Development Committee on the 29th October 2020.

Carnegie Building Project

The Regional Cultural and Heritage Fund Application has been accepted to the amount of \$798,000. Council will now start the Tender process to get this work underway.

Fox Landfill

Glacier Guides have been contracted to complete the river clean up. The resource consent application is underway for the Butlers Landfill cell construction and the Tender for transferring the fill is being developed.

Iwi Representation around the Council Table

On-going action for Council. A remit is to be provided to Local Government New Zealand next year.

Kaniere School Students: Cycle Trail

Council staff and Councillors are to schedule a site visit to consider the area around the cycle trail as to location, and the linking to other visitor locations.

The Chief Executive wished to acknowledge the work done by Jackie Gurden as the Lead on the Carnegie Building Funding Application to the Cultural and Heritage Fund on behalf of Council.

Moved Cr Davidson, seconded Cr Hartshorne and **Resolved** that the updated Action List be received with the below amendments/updates:

1. Add - Hokitika Waste Water Treatment Plant: Provide ongoing updates at the Council Meetings.

2. Add - A site visit for Councillors and Council Staff to the Kaniere Cycleway and proposed Kaniere Crossing locations.
3. Remove – Carnegie Funding Project.

7. NGĀ TĀPAETANGA PRESENTATIONS

- **West Coast Spaces and Places Plan Verbal Update**

Jack O'Connor, Manager from the Canterbury-West Coast Sports Trust spoke to this presentation. The West Coast Spaces and Places Plan has been developed to understand the future requirements for sport and recreation facilities in the area.

The plan covers the following topics:

- Executive Summary.
- The Key Recommendations.
- Sport Specific Recommendations.
- An Introduction to the Project Brief.
- Information around the Methodology in creating the Plan.
- The Strategy Purpose and Scope of the Plan.
- Using the Strategy within the Communities.
- Limitations on the Plan.

Cr Martin left the Chambers at 1.27pm and returned at 1.29pm.

Cr Kennedy left the Chambers at 1.49pm and returned at 1.51pm.

Moved Cr Kennedy, seconded Cr Keogan and **Resolved** that the presentation from Jack O'Conner, Manager from the Canterbury-West Coast Sports Trust be received.

The Mayor thanked Jack O'Connor for his report.

8. PŪRONGO KAIMAHI STAFF REPORTS

- **Projects and Carry Forwards To 2020-21**

The Group Manager: Corporate Services spoke to this item and advised the purpose of this report is to seek Council approval for the carry forward of funding for projects and expenditure that were scheduled from previous financial years, but were not completed by 30 June 2020.

Cr Martin left the Chambers at 2.04pm and returned at 2.06pm

Moved Cr Martin, seconded Cr Hart and **Resolved** that:

- A) Council receives the report.
- B) Council approves the carry forward to the financial year 2020-21 of funds totalling \$5,418,652 for the projects and expenditure itemised in Appendix 1.

Cr Keogan left the Chambers at 2.07pm and returned at 2.09pm.

- **Hokitika and Kaniere Resilience Project – WDC Contribution**

The Chief Executive spoke to this item and advised the purpose of this report is to seek Council's approval to assist the West Coast Regional Council (WCRC) by co-funding to the value of \$250,000 plus GST towards the Hokitika and Kaniere Resilience Project.

Councillors discussed their thoughts and concerns around the project, the areas of discussion were the cost to the ratepayers, how the contribution would be rated, the design concept of the Hokitika Seawall and the resource consent process.

Cr Keogan left the Chambers at 2.35pm and returned at 2.37pm.

Moved His Worship the Mayor, seconded Cr Davidson that:

- A) *Council receive the report.*
- B) *Council approves that the Council approve an unbudgeted expenditure of \$250,000 plus GST towards the Hokitika and Kaniere flood protection infrastructure enhancements.*
- C) *WDC includes in its submission a proposal to increasing the rating district to bring in other areas that benefit from the protection infrastructure enhancement work.*
- D) *The funding contribution is subject to the recommendation of Westland District Council's proposal to increase the rating district as per the Chief Executive's Plan provided to the West Coast Regional Council.*

The motion was put to the meeting and was lost.

An amendment to the above motion was then put to the meeting as follows:

Moved Cr Martin, seconded Deputy Mayor Carruthers and **Resolved by way of amendment** that:

- A) Council receive the report.
- B) Council approves an unbudgeted expenditure of \$250,000 plus GST towards the Hokitika and Kaniere flood protection infrastructure enhancements.
- C) WDC includes in its submission a proposal to increasing the rating district to bring in other areas that benefit from the protection infrastructure enhancement work.
- D) The funding contribution is subject to the recommendation of Westland District Council's proposal to increase the rating district as per the Chief Executive's Plan provided to the West Coast Regional Council.
- E) The funding contribution of \$250,000 plus GST will be withheld until the resource consent is obtained.

The amendment was put to the meeting and was carried.

The amendment became the substantive motion, was put to the meeting and carried.

- **Franz Josef Flood Protection Infrastructure Enhancement – WDC Contribution**

The Chief Executive spoke to this item and advised the purpose of this report is to seek Council's approval to assist the West Coast Regional Council (WCRC) by co-funding the local contribution towards the Franz Josef flood protection infrastructure enhancements, to the value of \$250,000 plus GST.

Cr Kennedy declared a conflict of interest due to his employment. Cr Kennedy did not participate in the discussion but stayed in the room.

Cr Hartshorne declared a conflict of interest. Cr Hartshorne stayed in the room.

His Worship the Mayor invited Cr Kennedy and Cr Hartshorne to speak if they wished to assist with the discussion that affected their area.

Moved His Worship the Mayor, seconded Cr Davidson and **Resolved** that:

- A) Council receive the report.
- B) Council approves an unbudgeted expenditure of \$250,000 plus GST towards the Franz Josef flood protection infrastructure enhancements.

Administrative Resolution – Amendment to Minutes

Extraordinary Council Meeting - Long Term Plan 2018-28 Submission Hearing – 28 September 2020

The Council were required to resolve the following item from the Extraordinary Council Meeting held on the 28 September 2020.

Moved His Worship the Mayor, seconded Cr Kennedy and **Resolved** that the following resolution be included in the Extraordinary Council Minutes of the 28 September 2020 and the Minutes be amended accordingly:

- A) Council received the report.
- B) Council heard and considered the verbal and written submissions in the open section of the meeting.
- C) Council deliberated on the submissions received in the public excluded section of the Extraordinary Council Meeting held on the 28 September 2020.

9. KA MATATAPU TE WHAKATAUNGA I TE TŪMATANUI RESOLUTION TO GO INTO PUBLIC EXCLUDED

(to consider and adopt confidential items)

Moved Cr Hart, seconded Cr Martin and **Resolved** that Council confirm that the public were excluded from the meeting in accordance with Section 48, Local Government Official Information and Meetings Act 1987 at 3.21 pm.

Kw Madgwick placed his apologies for the remainder of the meeting at 3.21pm and left the Chambers.

The meeting was adjourned at 3.21pm for afternoon tea and recommenced at 3.35pm.

The general subject of the matters to be considered while the public are excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of the resolution are as follows:

Item No.	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
1.	Confidential Minutes – Ordinary Council Meeting, 24 September 2020	Good reasons to withhold exist under Section 7	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason or withholding exists. Section 48(1)(a)

2.	Confidential Minutes – Extraordinary Council Meeting, 28 September 2020	Good reasons to withhold exist under Section 7	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason or withholding exists. Section 48(1)(a)
3.	Community Group Rates	Good reasons to withhold exist under Section 7	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason or withholding exists. Section 48(1)(a)

This resolution is made in reliance on sections 48(1)(a) and (d) of the Local Government Official Information and Meetings Act 1987 and the particular interests or interests protected by section 7 of that Act, which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public are as follows:

Item No.	Interest
1,2,3	Protect the privacy of natural persons, including that of deceased natural persons (Section 7(2)(a))
2	Protect information where the making available of the information: (ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information (Section 7(2)(b)(ii)).
2	Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information (i) would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; (Section 7(2)(c)(i)).
2	Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities (Section 7(2)(h))
2	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Section 7(2)(i))

Moved Cr Kennedy, seconded Cr Keogan and **Resolved** that the business conducted in the ‘Public Excluded Section’ be confirmed and accordingly, the meeting went back to the open part of the meeting at 3.59pm

**DATE OF NEXT ORDINARY COUNCIL MEETING – 26 NOVEMBER 2020
COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM**

MEETING CLOSED AT 3.59 PM

Confirmed by:

Mayor Bruce Smith
Chair

Date: